

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
WESTERN DIVISION

Thomas Powers,)	
Plaintiff,)	
)	
vs.)	
)	Case No. 08 C 50071
Larry Jones, Chaplain, Dixon Correctional)	
Center, Daniel Segretto, Food Supervisor,)	
Dixon Correctional Center, Rick Bollman,)	
Food Supervisor, Dixon Correctional Center,)	
Wes Landawer, Correctional Officer, Dixon)	
Correctional Center, Louis Castillo, Food)	
Supervisor, Dixon Correctional Center,)	
Defendants.)	

CERTIFICATE OF MAILING

I, the undersigned, do hereby certify that on the 13th day of June, 2008, I did deposit in the United States mail at Lanark, Illinois, with postage fully prepaid, copies of the attached Waiver of Service of Summons together with a copy of the Civil Rights Complaint and did mail said copies to the following persons:

Larry Jones, Chaplain
c/o Warden Nedra Chandler
Dixon Correctional Center
2600 N. Brinton Avenue
Dixon, IL 61021

Wes Landawer, Correctional Officer
c/o Warden Nedra Chandler
Dixon Correctional Center
2600 N. Brinton Avenue
Dixon, IL 61021

Daniel Segretto, Food Supervisor
c/o Warden Nedra Chandler
Dixon Correctional Center
2600 N. Brinton Avenue
Dixon, IL 61021

Louis Castillo, Food Supervisor
c/o Warden Nedra Chandler
Dixon Correctional Center
2600 N. Brinton Avenue
Dixon, IL 61021

Rick Bollman, Food Supervisor
c/o Warden Nedra Chandler
Dixon Correctional Center
2600 N. Brinton Avenue
Dixon, IL 61021

Edward J. Mitchell
Attorney for Plaintiff
110 N. Broad Street
Lanark, IL 61046
(815) 439-6339

AO 399 (Rev. 05/00)

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF ILLINOIS

Waiver of Service of SummonsTO: Edward J. Mitchell, Attorney at Law
(NAME OF PLAINTIFF'S ATTORNEY OR UNREPRESENTED PLAINTIFF)I, Larry Jones, Chaplain, Dixon Correctional Center, acknowledge receipt of your request
(DEFENDANT NAME)that I waive service of summons in the action of Thomas Powers vs. Larry Jones, et al.,
(CAPTION OF ACTION)which is case number 08 C 50071 in the United States District Court
(DOCKET NUMBER)

for the Northern District of Illinois.

I have also received a copy of the complaint in the action, two copies of this instrument, and a means by which I can return the signed waiver to you without cost to me.

I agree to save the cost of service of a summons and an additional copy of the complaint in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4.

I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect in the summons or in the service of the summons.

I understand that a judgment may be entered against me (or the party on whose behalf I am acting) if an answer or motion under Rule 12 is not served upon you within 60 days after 06/13/08,
(DATE REQUEST WAS SENT)
or within 90 days after that date if the request was sent outside the United States.

(DATE)

(SIGNATURE)

Printed/Typed Name: _____

As _____ of _____
(TITLE) (CORPORATE DEFENDANT)**Duty to Avoid Unnecessary Costs of Service of Summons**

Rule 4 of the Federal Rules of Civil Procedure requires certain parties to cooperate in saving unnecessary costs of service of the summons and complaint. A defendant located in the United States who, after being notified of an action and asked by a plaintiff located in the United States to waive service of summons, fails to do so will be required to bear the cost of such service unless good cause be shown for its failure to sign and return the waiver.

It is not good cause for a failure to waive service that a party believes that the complaint is unfounded, or that the action has been brought in an improper place or in a court that lacks jurisdiction over the subject matter of the action or over its person or property. A party who waives service of the summons retains all defenses and objections (except any relating to the summons or to the service of the summons), and may later object to the jurisdiction of the court or to the place where the action has been brought.

A defendant who waives service must within the time specified on the waiver form serve on the plaintiff's attorney (or unrepresented plaintiff) a response to the complaint and must also file a signed copy of the response with the court. If the answer or motion is not served within this time, a default judgment may be taken against that defendant. By waiving service, a defendant is allowed more time to answer than if the summons had been actually served when the request for waiver of service was received.

AO 399 (Rev 05/00)

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF ILLINOIS

Waiver of Service of Summons

TO: Edward J. Mitchell, Attorney at Law
(NAME OF PLAINTIFF'S ATTORNEY OR UNREPRESENTED PLAINTIFF)I, Daniel Segretto, Food Supervisor, Dixon Correctional Center, acknowledge receipt of your request
(DEFENDANT NAME)that I waive service of summons in the action of Thomas Powers vs. Larry Jones, et al,
(CAPTION OF ACTION)which is case number 08 C 50071 in the United States District Court
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UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF ILLINOIS

Waiver of Service of Summons

TO: Edward J. Mitchell, Attorney at Law
(NAME OF PLAINTIFF'S ATTORNEY OR UNREPRESENTED PLAINTIFF)I, Rick Bollman, Food Supervisor, Dixon Correctional Center, acknowledge receipt of your request
(DEFENDANT NAME)that I waive service of summons in the action of Thomas Powers vs. Larry Jones, et al,
(CAPTION OF ACTION)which is case number 08 C 50071 in the United States District Court
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UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF ILLINOIS

Waiver of Service of Summons

TO: Edward J. Mitchell, Attorney at Law
(NAME OF PLAINTIFF'S ATTORNEY OR UNREPRESENTED PLAINTIFF)I, Wes Landawer, Correctional Officer, Dixon, acknowledge receipt of your request
(DEFENDANT NAME) Correctional Centerthat I waive service of summons in the action of Thomas Powers vs. Larry Jones, et al
(CAPTION OF ACTION)which is case number 08 C 50071 in the United States District Court
(DOCKET NUMBER)

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UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF ILLINOIS

Waiver of Service of Summons

TO: Edward J. Mitchell, Attorney at Law
(NAME OF PLAINTIFF'S ATTORNEY OR UNREPRESENTED PLAINTIFF)I, Louis Castillo, Food Supervisor, Dixon Correctional Center, acknowledge receipt of your request
(DEFENDANT NAME)that I waive service of summons in the action of Thomas Powers vs. Larry Jones, et al,
(CAPTION OF ACTION)which is case number 08 C 50071 in the United States District Court
(DOCKET NUMBER)

for the Northern District of Illinois.

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